

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jon A. Wolff,)
James E. Hagstrom, Paul M. Slattum,)
And Vladimir G. Budker)

Serial No.: 09/631,152)

Filed: 08/02/2000)



For: **Gene Expression With Covalently Modified Polynucleotides**

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

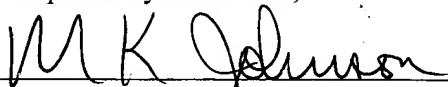
In response to the Notice to File Missing Parts of Application dated September 12, 2000, the small entity statements have been submitted along with the Declaration.

The request for additional claim fees in the amount of \$234.00 appears to be in error. Applicant calls attention to 37 C.F.R. §1.63(c) which states that the fee for additional claims in excess of 20 is \$9.00. Therefore, the fee for 13 claims over 20 is $9 \times 13 = \$117.00$. This fee has already been paid by credit card. A copy of the original Fee Transmittal filed on August 2, 2000 is enclosed. A credit card pay form was also submitted on the filing date. The credit card was charged for the correct amount.

Therefore, the only fee due is the late filing fee in the amount of \$130.00 which is submitted by credit card payment with this response.

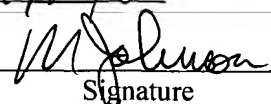
If you have any questions or comments, please contact the undersigned attorney.

Respectfully submitted,



Mark K. Johnson, Reg. No. 35,909
P.O. Box 510644
New Berlin, WI 53151-0644
(414) 821-5690

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail - POST OFFICE TO ADDRESSEE, in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on 11/13/00.

11/13/00 
Date of Signature Signature

EF 167431668 US

11-14-00

Sector #3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/631,152	08/02/2000	Jon wolff	Mirus.017.01

Mark K Johnson
P O Box 510644
New Berlin, WI 53151-0644



FORMALITIES LETTER



OC000000005393302

Date Mailed: 09/12/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is insufficient.
Applicant must submit \$ 228 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$234.
 - \$234 for 13 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

- The balance due by applicant is \$ 592.

11/17/2000 KZEWDIE 00000009 09631152

01 FC:105 130.00 DP

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

Adjustment date: 12/14/2000 EEKUBAY1
11/17/2000 KZEWDIE 00000009 09631152
01 FC:105 -130.00 DP

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/14/2000 EEKUBAY1 00000038 09631152

65.00 DP

01 FC:205

0030003850

Refund Ref:
12/14/2000

Credit Card Refund Total: \$65.00

Master C: XXXXXXXXXXXX1224

11-14-00

#3

PTO/SB/17 (6/99)
Approved for use through 09/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2000

Patent fees are subject to annual revision.

Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.
See 37 C.F.R. §§ 1.27 and 1.28.TOTAL AMOUNT OF PAYMENT (\$)**130.00****Complete if Known**

Application Number	09/631,152
Filing Date	August 2, 2000
First Named Inventor	Wolff, Jon A.
Examiner Name	
Group / Art Unit	
Attorney Docket No.	MIRUS.017.01

METHOD OF PAYMENT (check one)

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number Deposit Account Name ☐ Charge Any Additional Fee Required
Under 37 CFR §§ 1.16 and 1.17

- 2.
- ☒
- Payment Enclosed:**

☐ Check ☐ Money Order ☒ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		
101	760	201	380	Utility filing fee	
106	310	206	155	Design filing fee	
107	480	207	240	Plant filing fee	
108	760	208	380	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Extra Claims		Fee from below	Fee Paid
Total Claims	-20** =		
Independent Claims	-3** =	X	
Multiple Dependent		X	

**or number previously paid, if greater; For Reissues, see below

Large Entity		Small Entity		Fee Description
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	
103	18	203	9	Claims in excess of 20
102	78	202	39	Independent claims in excess of 3
104	260	204	130	Multiple dependent claim, if not paid
109	78	209	39	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		
105	130	205	65	Surcharge - late filing fee or oath	\$130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	380	216	190	Extension for reply within second month	
117	870	217	435	Extension for reply within third month	
118	1,360	218	680	Extension for reply within fourth month	
128	1,850	228	925	Extension for reply within fifth month	
119	300	219	150	Notice of Appeal	
120	300	220	150	Filing a brief in support of an appeal	
121	260	221	130	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,210	241	605	Petition to revive - unintentional	
142	1,210	242	605	Utility issue fee (or reissue)	
143	430	243	215	Design issue fee	
144	580	244	290	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	760	246	380	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	760	249	380	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify) _____					
Other fee (specify) _____					

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**130.00****SUBMITTED BY**

Name (Print/Type)	Mark K. Johnson	Registration No. (Attorney/Agent)	35,909	Telephone	(262) 821-5690
Signature	<i>Mark K. Johnson</i>	Date	November 13, 2000		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.